IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

Bail Appl..No. 4881 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.3875/2007

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CRIME NO.52/2007 OF PUTHENVELIKKARA POLICE STATION

PETITIONER :

GEORGEKUTTY,
S/O. THOMAS,THADIKKARAN HOUSE,
PUTHENVELIKKARA, ERNAKULAM DISTRICT.

BY ADV. SRI.P.K.SAJEEV

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No.4881 of 2007

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Dated this the 13th day of August, 2007

ORDER

Application for regular bail. Petitioner is the 2nd accused. Altogether there are five accused persons. Some of the co-accused have not been arrested so far. The alleged incident took place on 26.03.07. The petitioner was arrested and continues in custody from 4.06.07. The petitioner had come to this Court for bails earlier. This is the third application for bail filed by the the petitioner. This order must be read in continuation of the earlier orders dated 19.07.07 & 27.07.07 and I am not hence adverting to facts in detail. Suffice it to say that it is a case of group rivalry between two groups of goondas in the locality, which led to the incident in question.

2. The learned Public Prosecutor opposes the application. The wound certificate has been read over to me which reveals the seriousness and the nature of injuries suffered. Having considered all the relevant inputs I find merit in the opposition by the learned Public Prosecutor. I am of the opinion that the

allegation are serious and grave and the petitioner is not entitled to be released on bail even at this stage. I take note of the submission that the first accused has since been arrested and third accused has not been arrested so far.

3. In the result, this petition is dismissed. However, I may hasten to observe that the petitioner shall be at liberty to move this court or the Sessions court for bail again at a later stage of the investigation not, at any rate, prior to 25/08/2007. The police shall, in the meantime, make every endeavour to complete the investigation by that date.

(R.BASANT, JUDGE)

sj